TWO CENTS.

LAST EDITION.

TOPEKA, KANSAS. DECEMBER 6, 1907.

RICE HALL BURNS.

Main Building at Washburn Is Destroyed.

A Mysterious Fire Originates in the Attic.

FIRE FIGHTERS THERE

Do Good Work in Keeping Flames Under Control.

Upper Floors.

Insurance.

Rice Hall, the oldest building at Washburn college, was partially destroyed by fire this afternoon, entailing a loss of about \$30,000. The insurance on the building is \$30,000.

The fire broke out at noon in the attic on the west end of the building. covered and when finally noticed the entire attic was filled with smoke and the flames were beginning to work through the roof.

The cause of the fire is unknown. A defective flue is said by some to have been the cause but this is hardly probahardly cause a fire in the attic. It is reported that tinners were at work on the roof of the building and that the fire was caused by the upsetting of a stove. This report could not be verified. The chemical laboratory is located in this building but the fire could not have originated by chemical combustion as the chemical department is located on the lower floor.

When the fire was discovered it was "The depositors are fully protected."

When the fire was discovered it was just twelve o'clock. The classes were dismissed and the students all rushed dismissed and the students all rushed to help in the work of quenching the fiames which soon began to appear through the roof. The fire alarm was turned in, Dr. F. B. Dains, professor of the chemical department, was one of the chemical department, was one of the first to locate the fire. He dismissed his chemical class and grabbing one of the little fire extinguishers which are located throughout the building rushed to the top floor. The smoke was too dense however for him to approach near the fire.

Fire Pressure Poor.

Fire Pressure Poor.

The fire Pressure Poor.

The fire department when it arrived at the scene of the fire was almost useless on account of the shortage of pressure. The nearest fire plus to the burning building was located at the foot of Mulvane street where the water was furnished in a four inch main. Another main six inches in diameter is located at the foot of College avenue, but at neither of these places were the firemen able to obtain any pressure whatever. The chemical wagons were used as soon they arrived but they only helped to temporarily quench the flames which were by this time consuming places were the firemen able to obtain any pressure whatever. The chemical wagons were used as soon at they arrived but they only helped to temporarily quench the flames which were by this time consuming the entire roof. The steamer was telephoned for and when it arrived was connected with the fire plug at College avenue and finally enough pressure was secured to throw a good

The walls of the building were untiqued. Pressure was secured in time to stop the downward trend of the flames before they reached the first floor. The two upper floors of the building, however, are totally destroyed.

Bills of other national banks Fractional paper currency, nickels and cents. \$592.25 the flames before they reached the building, however, are totally destroyed.

hool was dismissed in all the buildings as soon as the alarm of fire spread and the students helped fight the fire until the fire department arrived. It was a sight not very often, seen in college circles. Even the pro-fessors shed their coats and with their fessors shed their coats and with their unsoiled linen went through the flames up to the top floor where they helped save the contents of the burning building. The students all rendered valuable service. Even the girls of the college worked hard and some of them in the usual feminine fashion were crying while they worked.

Cooper Collection Saved.

The Cooper Mineral collection which Due to trust com-The Cooper Mineral collection which but to trust compared by the college three years ago at a cost of \$15,000 was practically all saved. This collection was located on the third floor of the building and was saved through the efforts of the students who worked in the smoke and water. There was a slight smoke and water. There was a slight cashier's checks damage to the collection, however, caused by the roughness which had to oyed in order to get it out of Bills payable, inthe building. The other mineral collections and

natural history museums were nearly totally destroyed. What parts of them that were not rulned by the fire were destroyed in removing them from the building. The loss to these museums is estimated at \$10.000.

Two planes were located on the top floor in the rooms of the literary societies on the east end of these floors. These however were saved by some of the boys of the two societies who picked them up at the outset of the fire and carried them down three flight of stairs and finally landed them on the ground. The old college bell which has been

cracked and utterly useless for over a year was in the thickest part of the fire. As soon as the bell tower had yielded flames the old bell crashed through to the rafters in the roof to the second floor where it finally stop-

mittee is said to have declined to advance certain money requested by the bank. The directors issued the follow-The chemical laboratory located on the main floor of the building was not reached by the flames. All the chemiing statement: Ing statement:
"In the opinion of the directors the
Fort Pitt National bank is entirely
solvent. Its depositors will be paid in
full. Yesterday the clearing house comcals which are used in the college are located in the rooms of this depart-ment and had the flames reached this portion there might have been a much worse fire than there was.

Big Crowd at the Fire.

The entire population of College Hill thronged to the fire and watched dents and some of them helped ma accidents were reported although the big cornices overhanging the walls on sides of the building crashed the ground without any preceptible warning and barely missed a few of

the furniture in the building New York, Dec. 6.—The Theatrical Managers' association today decided to close all New York theaters next Sunday on account of Judge O'Gorman's recent decision in the supreme court that stage entertainments of any nature on the Sabbath are illegal. was destroyed and in addition many of the cases which were used in the museums. The football quarters which were located in the basement of the building were uninjured and

(Continued on Page Six.)

TUCKER IS FREE.

IT IS WARM ONCE MORE. Weather All That Could Be Desired by Any One.

The weather today is of the brand that the gas company needs for the next thirty days to keep the minds of their patrons off of the low pressure proposition with which the city has been afflicted for some time past. There has been a gradual rise in the temperature during the past two or three days but the big change arrived sometime during the night.

Sometime during the night.

The sun is shining bright and warm today and the light wind which is blowing is from the south and is traveling at the rate of but 12 miles an hour. As far as the weather departs hour. As far as the weather department can see high temperature prevails and this suggests a continuation of today's conditions with possible showers. The temperatures so wel-Confined Principally to the showers. The temperatures so welcome today are shown in the following

7 - o'clock 34 | 11 o'clock 44

FT. PITT CLOSES.

was some time before the fire was dis- Owing Individual Depositors Nearly 2 Million Dollars.

Pittsburg, Pa., Dec. 6 .- The Fort Pitt National bank of this city failed to open for business this morning, a ble as gas was used in the building at notice was placed on the door an the time of the fire and this would nouncing that the bank was closed nouncing that the bank was closed

"The depositors are fully protected. The suspension was precipitated by occurrences of yesterday, which made

the currency issued Decem	ber 3, 1
RESOURCES.	
Loans and discounts\$ Overdrafts, secured and un-	3,761,606.8
secured United States bonds to secure	284-8
eirculation Premiums on United States	500,000.0
bonds	19,500.0 172,475.5

hand

Due from state banks and bankers bankers
Due from approved reserve.
Checks and other cash items
Exchanges for clearing house Bills of other national banks

	circulation	25,000.00
	Grand toatl	5,522,142.01
8	LIABILITIES.	
IJ,	Capital stock paid in	1,000,000.00
	Surplus fund	1,000,000.90
	penses and taxes paid	187,809.06
	National bank notes out-	500,000-00

Due to other national banks, not approved reserve 174.827.63

80,000.00

500,000,00

cluding

cates of deposit

bank at once.

Total\$5,522,142.01

wealthy citizens. The decision not to open the bank was reached after a

meeting of the directors with the clear-

guirements. The clearing house com-

mittee directed that a large amount of

THEATERS TO CLOSE.

New York Managers Will Put on Sunday IAd.

tions this course was impossible

should be raised and placed in the

der the present financial condi-

banks and bank-17,209.74

80,419.68 2,301,995,03

The bank was organized in 1859. Andrew W. Herron is president and Chas. S. Lindsay, cashler.
The directors include prominent and

Bank Examiner Cunningham was notified and took charge.

It has been known for some time that the bank was short of currency and that its reserve fund was below the re-

Judge Dyer Holds His Indict- President Directs Troops to Harvester Combination Con-Advance On Goldfield.

Not Sufficient to Cover Offense | Funston Will Not Go With the Jury Returns Verdict of Guilty Expedition.

Indictment.

ment Is Bad.

Charged.

moter Greatly Pleased. The indictment against H. H.

of the first battle went to his side.



H. H. Tucker, Jr.

court this morning by Judge David P. Dyer.

Judge Dyer held that the indictment

January term of the court at Kansas City, Kan., and the trial will be had in Topeka during the April term of

The bond of \$15,000 which Tucker 4,035.00 gave at his first indictment was re-The new bond was furnished by The new bond was furnished by Tucker within a few minutes following the adjourment of court which came shortly before noon. The bondsmen appearing are: James M. Ingersoll, Pocatello, Idaho; James A. Fleming, Kansas City; C. C. Kincaid, Cherryvale; A. M. Baker, Cherryvale. Both the latter are bankers and qualified for \$1,000 each, Ingersoll qualified for \$100,000 and Fleming for \$30,000.

Bone Was Surprised.

Judge Dyer went over the counts charged in the indictment, three of them for sending advertising matter through the mails to E. McBride and Mrs. Gertrude Curtis. The indictment charged that vast profits were promised in these advertisements and that misrepresentations were indulged in to sell the stock and bonds.

"So it would seem from reading the

ARMY MOVES.

for Soldiers.

the Government's Action.

San Francisco, Dec. 6.—Promptly at Tucker, Jr., was quashed and the fruit 8 o'clock this morning the soldiers of just the Twenty-second United States in-The demurrer to the indictment of fantry from Angel Island, and the pany was guilty on 42 counts. The H. H. Tucker, Jr., secretary of the Presidio started by boat for Oakland state originally asked for conviction National Bank at Pittsburg, Pa.,

Suspends Payment.

National Bank at Pittsburg, Pa.,

National Bank at Pittsburg, Pa.,

Suspends Payment.

National Bank at Pittsburg, Pa.,

Norton, of the firm of Seery & Morton, of th

Aiready wild rumors are in circula-tion as to preparations being made by

Sparks Is Scared. Washington, Dec. 6 .- A situation

Reynolds in Command. San Francisco, Dec. 6.—Colonel Alfred Reynolds of the Twenty-second United State infantry, will be the senior officer in command of the troops which will leave today for Goldfield, Nev. The detachment will be provided with a supply of tents and 30 days' rations, in addition to their arms and ammunition. A special train will take the in addition to their arms and ammuni-tion. A special train will take the troops from Ft. McDowell to Goldfield, leaving at 9 o'clock this morning from the Oakland Mole. A smaller number of troops to be sent from Monterey will be later in starting than the force from this city owing to delay in getting tele-graph instructions to that paint. They

ers were turned over to the Uncle Sam oll company, but that the fallure to mention anything but the latter company in the indictment constituted its fault and was insufficient grounds to hold.

Story of the Uncle Sam.

The Uncle Sam Oil and Refining company was organized in February of 1905 by H. H. Tucker, Jr., and associates. It had first a capitalization of \$10,000,000. In turn later Uncle Sam oil company with a capital stock of \$10,000,000. In turn later Uncle Sam of Kansas. The property secured under the former company was leased to the latter of which Tucker had the controlling interest.

Judge Dyer went over the counts

misrepresentations were indulged in to sell the stock and bonds.

"So it would seem from reading the indictment nothing is said of any other corporation except the funcisons. Sam Ooil company," said Judge Dyer in starting out. "If the indictment shows any scheme that had been designed for defrauding the stockholders it was the scheme designed, possibly, in the organization of the Arizona company. The scheme as set in the indictment is too uncertain and indefinite. If the indictment is too uncertain and indefinite. If the indictment had said that scheme to defraud was designed when a \$50,000,000 corporation was organized and that the stock had been sold and that the stock had been sold and that this company in (Continued on Page Six.)

"So it would seem from reading the indictment and said of any other corporation except the flow in the mine owners are preparing to the stock and been sold and that the stock had been sold and that this company in (Continued on Page Eight.)

"So it would seem from reading the indictment and the stock and been sold and that the stock had been sold and that this company in (Continued on Page Eight.)

"The mine owners are preparing to diduct of the above named dividuals each of the above named men owns one share, and there are six others, each owning one share. The shows of the story desperators of the manufacturing bit wo thers, each owning one share. The shows of the story desperations and left to above named dividuals each of the above. The same of the stricken men. Sibly dividuals each of the above. The share and

TRUST IS HARD HIT

victed in District Court.

on 42 Counts.

Judge Dana.

Uncle Sam Oil Company Pro- Mine Owners Responsible for Maximum Penalty Is \$1,000 Per Count.

> It took the jury in the district court one hour to decide the International Harvester comwere substracted three counts, based 000.

seemed inclined to weed out any of the counts left in the information. On the tion as to preparations being made by the miners to resist the soldiers. One report is that 500 rifles have been secured; another that immense quantities of dynamite have been stolen and stored, and another that many of the principal buildings of Goldfield have been under mined and will be blown up by the miners.

Sparks Is Scared.

counts left in the information. On the second ballot the two remaining jurymen came over without argument, and the entire transaction might have been closed in 35 minutes, except that the attorneys had left the court room, the principal buildings of Goldfield have been under mined and will be bailiff. Proriptly at 50 clock the jury was admitted to the court room with bailiff. Proriptly at 50 clock the jury was admitted to the court room with business all machines are furnished to business all machines are furnished to its verdict.

Arguments of the Attorneys.

Judge Dyer held that the indictment did not clearly set forth the scheme to defraud with which he was charged. The decision came as a complete surprise to the office of the district attorney. H. J. Bone and to a great many others. Tucker and his attorney, albert L. Wilson, received it with complacency.

H. J. Bone, United States district attorney, announced immediately that Tucker would be reindicted at the January term of the court at Kansas.

City, Kan., and the trial will be had

Washington, Dec. 6.—A situation of the Attorneys.

The principal arguments were offered by ex-Governor Stanley, for the fered by ex-Governor Stanley, for the state. Governor Parks of that state and the prices are uniform as to the same kind of machine for all of the defendant's agents in Kansas.

The principal arguments were offered by ex-Governor Stanley, for the state. Governor Parks of that state and the prices are uniform as to the same kind of machine for all of the defendant's agents in Kansas.

The principal arguments were offered by ex-Governor Stanley, for the state. Governor Stanley made an eloquent price at uniform as to the same kind of ment on the good which had been done by the authorities here to indicate the imminence of great peril and if actual violence is to occur at all it is expected before the arrival of the troops from California in Gold-field.

Reynolds in Command.

Reynolds in Command.

Arguments of the Attorneys.

The principal arguments were offered by ex-Governor Stanley, for the state. Governor Stanley made an eloquent price at which such agents after the sale, arguments were offered by ex-Governor Stanley, for the state. Governor Stanley made an eloquent price at which such arguments were offered by ex-Governor Stanley, for the state. Governor Stanley made an eloquent price at which such arguments were of defends the sale and the sale an state implement dealers into an association for mutual benefit and pretection. He also contended that the contracts, offered in evidence, were simply the contracts of agency, and legal.

Addisas passed the anti-discrimination act, discriminate against any certain agents or localities in said state."

The answers are signed by Cyrus H. McCormick, president of the International Harvester Company of America.

legal Attorney General Jackson stuck closely to the testimony in the case, referred often to the "exclusive contracts" forced upon dealers by the trust, and by citing the swift finish of several dealers who refused to accept the contract, exploded the theory of the defense that the combination had

vester company's manufacturing plant, and then, as an "afterthought" picked up what the company says was the "empty shell"—the stock—and breathed into it new life; how this resurrected corporation stepped forth as the International Harvester Company of America, the selling end of the harvester trust, all this and much more is told in detail in the answers are filed today with the Kansas supreme of court by Cyrus H. McCormick, presi-ing dent of the International of America.

These answers are in reply to the 45 interrogatories propounded by the attorney general of the state, and which the International refused to

the corporations mentioned in inter-rogatory were not all manufacturing independently the same classes of ma-chinery now sold by the defendant in the state of Kansas, nor were they all selling the same in competition with each other in the state of Kansas." Concerning the abandonment of the "exclusive contract" clause, the an-

"Since the year 1905, the defendant

FRIDAY EVENING.

"Since the year 1905, the defendant has discontinued the use of the exclusive agency provision in its contract with its local agents, in Kansas and in all other places, and it did not, for the years 1906 and 1907 authorize or permit the making of any separate agreement with its local agents in Kansas including the exclusive agency contract. Kansas including the exclusive agency contract. . If at any time since 1905 any agent of defendant by any agreement or understanding or otherwise has attempted to restrict any dealer exclusively to the goods hauled by defendant such action by said agent was wholly unauthorized and contrary to the orders and direction of the managing officers of the defendant. But the defendant is informed that in two instances exclusive agency side agreements or arrangements were made by a Kansas agent with the local agents, contrary to the express directions and instructions of express directions and instructions of the defendant."

The two instances mentioned are

ieft behind.

General Funston was at army head-quarters early this morning, attending to the details of the transportation of the men under the command of Colonel Reynolds. General Funston will remain in San Francisco unless the situation at Goldfield becomes so services that more troops will have to be sent, when he will take personal command of the men in the field. If there is a written agreement between the International Harvester company of New Jersey, which is the manufacturing end of the concern, and the International Harvester company of America, which is the selling end. The New Jersey concern attends to all the manufacturing, and is probably the one which "cuist the manufacturing, and is probably the one which "cuist the melons." It is the Harvester company of America which is the selling end. The New Jersey concern attends to all the manufacturing, and is probably the one which "cuist the melons." It is the Harvester company of America which is the feeling end. The New Jersey concern attends to all the manufacturing, and is probably the one which "cuist the melons." It is the Harvester company of America which is the selling end. The New Jersey concern attends to all the manufacturing, and is probably the one which "cuist the melons." It is the Harvester company of America which is the selling end. The New Jersey concern attends to all the manufacturing of America which is the selling end. The New Jersey concern attends to all the manufacturing of America which is the selling end. The New Jersey concern attends to all the manufacturing of America which is the selling end. The New Jersey concern attends to all the manufacturing of America which is the selling end. The New Jersey concern attends to all the manufacturing of America which is the selling end. The New Jersey concern attends to all the manufacturing of America which is the selling end. The New Jersey concern attends to all the manufacturing of America which is the suit. A supplement of the suit. A supplemental provided that machine puncture

such defendant's agents at a specified net price, at which such agents, after

NO RUNS ON BANKS.

Kansas City Financial Situation Set-

Cherryvale: A. M. Baker, Cherryvale: Both the latter are bankers are a bankers are bankers are bankers are bankers are bankers and the combination had been given and the contract, exploded the theory of the defense after the combination had been given and the contract, exploded the theory of the defense after the contract, exploded the theory of the defense after the combination had been given at the combination had been given at the case after the special property of the contract, exploded the theory of the defense after the combination had been given at the combination had been given at the case after the special property of the contract, exploded the theory of the defense after the contract, exploded the theory of the defense after the contract, exploded the theory of the defense after the contract, exploded the theory of the defense after the contract, exploded the theory of the defense after the modern the contract of the contract, exploded the theory of the defense after the modern the contract of the contract, exploded the theory of the defense after the modern the contract of the case after the combination had been given, attorney Gentland to contract of the contract, exploded the theory of the defense after the contract, exploded the theory of the defense after the contract, exploded the theory of the defense after the the case after the property of the contract, exploded the theory of the defense after the contract, exploded the theory of the defense after the the case after the property of the defense after the contract, exploded the theory of the defense after the contract, exploded the theory of the defense after the contract, exploded the theory of the defense after the property defense and the contract of the contract, exploded the theory of the defense after the property defense and the contract of the contract, exploded the theory of the defense after the verification that the contract of the contrac

statement regarding the condition of these two banks, which are state in-stitutions, until he had gone further into their affairs. He said, however, that he believed that no other Mis-souri banks would be affected by the fallure of the National Bank of Com

merce. President Woods today tendered to Receiver Bradley his personal services in disentanging the affairs of the Na-tional Bank of Commerce. "I could Commerce bank in 90

FIGHT ON A FIRE ESCAPE

Two Mines Blow Up Simultaneously in West Virginia.

Hardly Possible That Any of Miners Escaped Death.

WAS HEARD 8 MILES.

Mine Props Were Blown Clear Across the River.

Nobody Seems to Know How It Happened.

Pittsburg, Pa., Dec. 6.-A terrific and disastrous explosion occurred today in mines Nos. 6 and 8 of the Consolidation Coal company at Monongah, W. miners have been recovered near the mouth of mine No. 6. Mine No. 6 is located on the east side of the Monon-gahela river and mine No. 8 on the west side. How the explosions occurred simultaneously in both mines can not be explained at this time.

All is confusion at the scene of the disaster and definite information is

meagre. The explosion was heard for eight miles.
Immediately after receipt of the news

Immediately after receipt of the news physicians and special cars were dispatched from Fairmont to the scene. The mine was too full of gas and smoke for rescuers to enter. It is said the explosion started in No. 6 and spread to No. 8 mine, the two being connected. Another report says the first explosion was followed by the blowing up of the boiler house in No. 8. The gravest fears are felt for the safety of the great number of men in the workthe great number of men in the work-

The earth seemed to be rent at the moment of the shock. Some idea of the force of the explosion may be gained from the fact that props from the mine were not only blown out of the entry, but were hurled by the force of it, clear across West Fork river. Wires

are down.

It is feared that the accident will It is feared that the accident will turn out to be the worst in the his-tory of mining in this country. Super-Intendent Malone telephoned that of the 500 men who were in the mine at the time he does not think any could es-cape alive from the forces of the ex-plosion. The fans were started to clear out the foul air and the rescuers were expected to reach the men by 2 oclock expected to reach the men by 2 o'clock this afternoon. The mine management declare they do not know the cause but

experienced miners declared that it must have been dust.

The town of Monongah has a population of about 6,000 and while for the most part the miners are of foreign birth, there are still many American workmen. Possibly the largest eign birth, there are still many American workmen. Possibly the largest steel tipple in the state is located at Monongah. The mines are both shaft and slope mines, being worked by the rope and hauling system. They lie on both sides of West Fork river and are connected by a steel pier bridge owned and operated by the coal company.

Until about 10 years ago only

Until about 10 years ago only American miners were employed. At that time the miners of Pennsylvania,

Indiana, Illinois and Ohio were on the

A Big Concern. The coal company is one of the country and is capitalized at about 100 producing properties. Clarence W. Watson is the president with headquarters in Baltimore.

Superintendent Malone is said to be one of the most competent and practical superintendents in the mining in-It was said the relief party would not reach the imprisoned men before 4 o'clock. The rescuers include nine

carpenters and superintendents head-ed by Superintendent J. G. Caskill. Special trains are ready to bring the wounded to the miners hospitals here as fast as possible. A hospital was arranged at the opening of the mine

where the wounded will Several men were practically blown out of mine No. 6, through an air hole. Their escape was miraculous. Twenty physicians from Fairmount are now on the grounds and every at-tention is being given the men. The men did not work yesterday. From

best estimates 250 men were in each mine today.

Five dead Americans have been taken from the mines. The body of Charles Honaker, one of the men, was blown out of the entrance of mine No.

8, where the explosion started.

THEY WALKED RIGHT IN.

Robbed the Bank and Walked Right Out Again.

Carney, Ok., Dec. 6.—Five men, after firing 5 nitroglycerine shots succeeded in breaking into the coin safe of the Carney bank and secured \$4,000.

The burglary was the most desperate on record in the new state. While two

men time after time charged the safe cracks with nitroglycerine and explo-sion after explosion, shattered and broke up bank furniture, the other rob-Thirty Frantic Men Battle for Precedence in Escaping.

St. Louis, Mo., Dec. 6.—Battling in a frenzy of terror on a fire escape three stories high, thirty men struggled to escape from a fire which broke out in a men's rooming house at 928 North Sixth street early today. Policemen were forced to use clubs to subdue the panic stricken men.

broke up bank furniture, the other robbers stood guard on the outside of the bullding and kept up a steady rifle fire in every direction, shooting at any citizen of the town who made an appearance. Thoroughly aroused, a general narm was sounded. Church bells were rung and the citizens arming themselves were preparing to make a charge when the robbers calmly walked down the main street of the town and vanished in the darkness.

All efforts to trail the men have failed.

war, a pensioner of the British government, was the most seriously burned, and Frank Evans, aged 72, one of those overcome by smoke, will likely die. Four others were injured, not seriously. The damage amounted to about \$1,000.

those overcome by smoke, will likely die. Four others were injured, not seriously. The damage amounted to about \$1,000.

Weather Indications.
Chicago, Dec. 6.—Forecast for Kansas: Probably showers tonight and Saturday; warmer tonight.

men walked out.
A large posse with bloodhounds is securing the district for some clue but have utterly failed. It is thought the gang is the same that robbed the bank of Marshall two weeks ago and as a result of this robbery, bankers in the smaller towns are placing armed guards in the bank buildings.